IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5603 OF 2004

ALONG WITH

CRI.APPLICATION NOS.5604, 5605, 5606 ALL OF 2004

N.S.Vasant ...Applicant

Versus

State of Maharashtra & Ors. ...Respondents

.....

Mr.Subodh Desai i/b M/s.Munim & Co. for Applicant.

Mr.V.B.Konde-Deshmukh, A.P.P. for Respondent No.1.

Mr.P.M.Gaonkar for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

JANUARY 23, 2006.

P.C.

1. Heard Counsel for the parties.

2. Counsel for the Respondent No.2 states on instructions that the Respondent No.2/complainant, has no intention to proceed against the Applicant/accused No.4 since the Applicant had already resigned before the cheque in question was

handed over to the Respondent No.2/complainant.

3. As Respondent No.2/Compaliant is not inclined to precipitate the matter against the Applicant, these Applications will have to be disposed of on the assurance given by the Respondent No.2 through Counsel that appropriate application will be moved before the Trial Court for deleting the name of Applicant from array of accused. Such application be made within four weeks from today.

4. Applications disposed of on the above terms.

A.M.KHANWILKAR, J.